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DATE FILED: 2/25/2021

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

KIERAN McQUAID, on behalf of himself, individually, and on behalf of all others similarly-situated,

Plaintiff,

-against-

CAPITAL STACK, LLC, and ePRODIGY ACH, LLC, and ePRODIGY OPERATIONS, LLC, and DAVID RUBIN, individually, and BRIAN STULMAN, individually,

Defendants.

Civil Action No.: 1:18-cv-9230-ALC

ORDER GRANTING WITHDRAWAL OF APPEARANCE OF JONATHAN E. SAMON, ESQ.

In accordance with Local Civil Rule 1.4, and upon consideration of the annexed Affidavit, Jonathan E. Samon, Esq. is here'by withdrawn as counsel for Defendants CAPITAL STACK, LLC, ePRODIGY ACH LLC and ePRODIGY OPERATIONS, LLC.

HON, ANDREW L. CARTER, JR. UNITED STATES DISTRICT JUDGE

ORDERED:

UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK

KIERAN McQUAID, on behalf of himself, individually, and on behalf of all others similarly-situated,

Plaintiff,

-against-

CAPITAL STACK, LLC, and ePRODIGY ACH, LLC, and ePRODIGY OPERATIONS, LLC, and DAVID RUBIN, individually, and BRIAN STULMAN, individually,

Defendants.

Civil Action No.: 1:18-cv-9230-ALC

AFFIDAVIT OF JONATHAN E. SAMON

STATE OF NEW YORK)
) ss:
COUNTY OF NEW YORK)

JONATHAN E. SAMON, being duly sworn, deposes and states:

- I am in house counsel for Defendants CAPITAL STACK, LLC, ePRODIGY ACH
 LLC and ePRODIGY OPERATIONS, LLC in this case. I am admitted to practice in this Court
 and respectfully submit this Affidavit in support of the Proposed Order Granting Withdrawal of
 Appearance of Jonathan E. Samon, Esq.
- Plaintiff commenced this action on October 9, 2018. (ECF No. 1). On August 7,
 2020, the Court granted the parties' Motion for Final Approval of Class and Collective Action
 Settlement (ECF No. 62).
- I am ending my employment as in house counsel for defendants, effective March
 2021. Defendants will continue to be represented by the remaining attorney of record at Baker
 Hostetler LLP, Amy J. Traub.

4. I am not asserting a retaining or charging lien in this action.

Jonathan E. Samon

Subscribed and sworn to before me this <u>24</u> day of <u>Februs</u>, 2021.

Notary Public

SOFIA AUNG Notary Public - State of New York NO. 01AU6386633 Qualified in Queens County My Commission Expires Jan 28, 2023